



Certificate of Mailing: Date of Deposit: September 22, 2003

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Moya Kinnealey

Printed name of person mailing correspondence

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Ike W. Lee et al.

Art Unit:

1636

Serial No.:

09/761,466

Examiner:

Celine X. Qian

Filed:

January 16, 2001

Customer No.:

21559

Title:

CARDIAC-CELL SPECIFIC ENHANCER ELEMENTS AND USES

THEREOF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION TO ACCEPT COLOR DRAWINGS

Applicants hereby petition under 37 C.F.R. § 1.84(a)(2) that the enclosed color drawings be accepted. The subject matter of the invention relates to nucleic acid molecules containing cardiac cell-specific enhancer elements derived from Csx/Nkx2.5 regulatory regions. The color drawings in Figures 2, 8, and 9 are necessary as the only practical medium to disclose the subject matter of the above-captioned application.

Enclosed is a check for \$130.00 to cover the fee required by 37 C.F.R. § 1.17(h); three sets of the color drawings; and a black and white photocopy of each color drawing.

In addition, Applicants have amended the specification to contain the language set forth in 37 C.F.R. § 1.84(a)(2)(iv).

If there are any additional charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: Attender 12, 1003

Kristina Bieker-Brady, Ph.D.

Reg. No. 39,109

Clark & Elbing LLP 101 Federal Street Boston, MA 02110

Telephone: 617-428-0200 Facsimile: 617-428-7045